



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.24857 of 2025

Himalaya Patel

....

Petitioner

Mr. S.K. Joshi, Advocate

-Versus-

Union of India and others

....

Opposite Parties

Mr. P.K. Parhi, DSGI,

Mr. S.K. Jee, AGA

CORAM:

JUSTICE DIXIT KRISHNA SHRIPAD

ORDER

10.09.2025

Order No.

01.

Issue emergent notice. Learned DSGI-Mr. P.K. Parhi appearing for opposite party no.1 and learned AGA-Mr. S.K. Jee appearing for opposite party nos.2 to 5, on request, accept notice for those opposite parties. Required number of copies of the writ petition with all documents be served on them within three working days.

2. Learned counsel appearing for the petitioner draws attention of the Court to the Union Government's clarification dated 14.02.2011, which reads as under:

*“With reference to your RTI application dated 15.12.2010 transferred from President's secretariat vide their letter No.1590/RTI/12/10-11 dated 28.01.2011 received in this section on 09.02.2011, I am to inform you that as per section 2 © (i) and 2(h) of the **Clinical Establishment (Regulation & Registration) Act, 2010**, all recognized systems of medicine ie Allopathy, Yoga, Naturopathy, Ayurveda, Homeopathy, Siddha and Unani system of medicines or any other System of medicine as*



*may be recognized by the Central Government, will be allowed for registration. On the issue of recognition of Electro-Homeopathy as recognized system of medicine, this Ministry has issued an order vide File No.V.25011/276/2009-HR dated 05.05.2010 stating that Electro Homeopathy is not yet recognized as a system of medicine. **How-ever, there is no bar on practicing electro homeopathy or imparting education (Copy enclosed).***

An appeal, if any, against this reply may be made to the Appellate Authority, Dr.Arun K. Panda, Joint Secretary, Department of Health & Family Welfare, within 30 (thirty) days of the receipt of this letter."

In view of the above, he submits and this Court agrees that his clinical establishment could not have been seized. A prima facie case is made out for granting interim protection to the petitioner after perusal of the papers.

In the above circumstances, OP Nos. 2 to 5 are hereby directed to unseize the establishment in question and permit the petitioner to practice Electro-Homeopathy till next date of hearing.

Petitioner with leave of the Court has corrected the cause title by properly describing OP No.5. An amended cause title also be filed within three working days.

Web Copy of this order be acted upon by all concerned.

(Dixit Krishna Shripad)
Judge